

WISCONSIN DEPARTMENT OF REGULATION & LICENSING



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STATE OF WISCONSIN

BEFORE THE PROFESSIONAL ENGINEER SECTION OF THE EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS, PROFESSIONAL ENGINEERS, DESIGNERS AND LAND SURVEYORS

IN THE MATTER OF THE DISCIPLINARY

PROCEEDING AGAINST:

SANDIP K. GUHA,

RESPONDENT

FINAL DECISION AND ORDER

LS0011102ENG

The parties to this action for the purposes of section 227.53 of the Wisconsin statutes are:

Sandip K. Guha

250 South 6th Street

Boise ID 83702

Professional Engineer Section

PO Box 8935

Madison, WI 53708-8935

Department of Regulation and Licensing

Division of Enforcement

PO Box 8935

Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Professional engineer Section. The Section has reviewed this Stipulation and considers it acceptable.

Accordingly, the Section in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Sandip K. Guha (D.O.B. 01/01/45) is duly licensed to practice as a Professional Engineer in the state of Wisconsin (license #34041). This license was first granted on March 28, 2000.
2. Mr. Guha's most recent address on file with the Wisconsin Professional Engineer Section is 250 South 6th Street, Boise, ID 83702.
3. On or about August 19, 1998, the Nevada State Board of Professional Engineers and Land Surveyors issued a Stipulated Agreement against Respondent. The Nevada Order was based upon allegations of submitting incomplete plans and failing to exercise proper care in Respondent's review of plans and calculations prepared by unlicensed personnel working under his supervision.
4. On or about March 10, 2000, the Texas Board of Professional Engineers issued an Agreed Board Order against Respondent. The Texas Order was based upon the 1998 Nevada Order.
5. In resolution of this matter, Sandip K. Guha consents to the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Professional Engineer Section has jurisdiction over this matter, pursuant to sec. 443.11, Stats.
2. The Wisconsin Professional Engineer Section is authorized to enter into the attached stipulation, pursuant to sec. 227.44(5), Stats.
3. The conduct described above constitutes a basis for discipline against Respondent's license to practice as a Professional Engineer in the state of Wisconsin, pursuant to sec. 443.11(1)(e), Stats. and Wisconsin Administrative Code § A-E 8.03(3)(a).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. The license of Sandip K. Guha to practice as a professional engineer in the state of Wisconsin (license #34041) is LIMITED as follows:
 - a. Respondent shall on a quarterly basis submit a complete and detailed description of all engineering work that Respondent has performed in the state of Wisconsin during the preceding three-month reporting period. Respondent shall promptly reply to any questions that the Section may have concerning his work and shall submit full plans and specifications for any project within ten [10] days of a request by the Section or its designated agent. The Section may in the exercise of its discretion require Respondent to appear personally before the Section to answer questions related to his practice in Wisconsin.
 - b. In the event that the Section's concludes that Respondent's work poses a danger to the public health, safety or welfare, Respondent's license (#34041) SHALL BE SUSPENDED without further notice or hearing, until further order by the Section.
 - c. Respondent shall pay to the Department of Regulation and Licensing partial COSTS of these proceedings in the amount of ONE HUNDRED dollars (\$100.00). Payment shall be submitted within sixty (60) days from the effective date of this order. Payment shall be made by *certified check or money order*, payable to the Wisconsin Department of Regulation and Licensing and sent to the Department Monitor.
2. Respondent may petition to eliminate or revise the limitations on his license at any time following two [2] years of full, complete and successful compliance with the terms of this Order. In conjunction with any petition submitted, Respondent shall provide documentation of the status of his engineering license in other jurisdictions where Respondent holds a license. Denial in whole or in part of a petition under this paragraph shall not constitute denial of a license and shall not give rise to a contested case within the meaning of secs. 227.01(3) and 227.42, Stats.
3. Any petition or report submitted under this Order shall be submitted to:

Department Monitor
C/O Division of Enforcement
PO Box 8935
Madison, WI 53708-8935
Fax (608) 266-2264
Tel. (608) 267-7139
4. This Order shall become effective on the date of its signing.

PROFESSIONAL ENGINEERS SECTION

EXAMINING BOARD OF ARCHITECTS, LANDSCAPE ARCHITECTS, PROFESSIONAL ENGINEERS DESIGNERS AND LAND SURVEYORS

By: Harvey Shebesta
A member of the Board

11-10-00
Date